

Before the  
Federal Communications Commission  
Washington, D.C. 20554

In the Matter of )  
)  
Amendment of Section 73.202(b), ) MM Docket No. 00-238  
Table of Allotments, ) RM-10008  
FM Broadcast Stations. )  
(Ephraim, Wisconsin )

**REPORT AND ORDER  
(Proceeding Terminated)**

**Adopted: March 14, 2001**

**Released: March 23, 2001**

By the Chief, Allocations Branch:

1. In response to a petition filed by Carrie L. Riordan (“Riordan”), the Commission has before it for consideration the Notice of Proposed Rule Making, 15 FCC Rcd 22451 (2000), requesting the allotment of Channel 295A at Ephraim, Wisconsin, as the community's first local transmission service. Riordan filed comments supporting the allotment of Channel 295A at Ephraim. No other comments were received in response to the Notice in this proceeding.

2. We believe the public interest would be served by allotting Channel 295A to Ephraim, Wisconsin, as it will provide the community with its first local broadcast service. Channel 295A can be allotted to Ephraim in compliance with the minimum distance separation requirements of the Commission's Rules with a site restriction 3.4 kilometers (2.1 miles) northeast of the community.<sup>1</sup> The site restriction will prevent a short-spacing to Station WOCO, Channel 296A, Oconto, Wisconsin. Since Ephraim is located within 320 kilometers of the U. S.-Canadian border, concurrence of the Canadian Government has been requested for this allotment.<sup>2</sup>

3. Accordingly, pursuant to the authority contained in Sections 4(i), 5(c)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61, 0.204(b) and 0.283 of the Commission's Rules, IT IS ORDERED, That effective May 7, 2001, the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, IS AMENDED for the community listed below, as follows:

<sup>1</sup> The coordinates for Channel 295A at Ephraim are 45-10-12 NL and 87-07-46 WL.

<sup>2</sup> Although concurrence has been requested for the allotment of Channel 295A at Ephraim, notification has not been received. Therefore, operation with the facilities specified for Ephraim herein is subject to modification, suspension, or termination without right to hearing, if found by the Commission to be necessary in order to conform to the 1991 Canada-USA FM Broadcast Agreement or if specifically objected to by Canada.

Community	Channel Number
Ephraim, Wisconsin	295A

4. A filing window for Channel 295A at Ephraim, Wisconsin, will not be opened at this time. Instead, the issue of opening this allotment for auction will be addressed by the Commission in a subsequent order.
5. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.
6. For further information concerning this proceeding, contact Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180. Questions related to the application filing process for Channel 295A at Ephraim, Wisconsin, should be addressed to the Audio Services Division, Mass Media Bureau, (202) 418-2700.

FEDERAL COMMUNICATIONS COMMISSION

John A. Karousos  
Chief, Allocations Branch  
Policy and Rules Division  
Mass Media Bureau